

NOT DESIGNATED FOR PUBLICATION

**STATE OF LOUISIANA
COURT OF APPEAL, THIRD CIRCUIT**

03-1362

**KEN SMITH D/B/A/ B & K MUSIC
VERSUS
MIKE UNKEL**

**APPEAL FROM THE
THIRTY-THIRD DISTRICT COURT,
PARISH OF ALLEN, NO. C-2000-237,
HONORABLE PATRICIA C. COLE, DISTRICT JUDGE**

**Jimmie C. Peters
JUDGE**

Court composed of John D. Saunders, Jimmie C. Peters, and Marc T. Amy, Judges.

Saunders, J., dissents.

**SUSPENSIVE APPEAL DISMISSED.
DEVOLUTIVE APPEAL MAINTAINED.**

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